



FEDERAL ELECTION COMMISSION  
Washington, DC 20463

**SENSITIVE**

**MEMORANDUM**

**TO:** The Commission

**FROM:** Lisa J. Stevenson  
Acting General Counsel

Kathleen M. Guith  
Associate General Counsel for Enforcement

Stephen A. Gura  
Deputy Associate General Counsel for Enforcement

**BY:** Mark Allen *MA*  
Assistant General Counsel

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Attorney

**SUBJECT:** MUR 6857 (Jerry Gappens) - Pre-Probable Cause Conciliation Agreement

On April 19, 2017, the Commission found reason to believe that Jerry Gappens violated 52 U.S.C. § 30118(a) by consenting to the making of a corporate contribution by New Hampshire Motor Speedway, Inc., where he was an officer, to Marilinda Garcia for Congress in the amount of \$4,485.<sup>1</sup> On May 17, 2017, the Commission authorized pre-probable cause conciliation with Jerry Gappens and approved a conciliation agreement

We recommend that the Commission accept the negotiated agreement and close the file in this matter.

<sup>1</sup> See Certification, MUR 6857 (Apr. 19, 2017).

**RECOMMENDATIONS:**

1. Accept the attached conciliation agreement with Jerry Gappens;
2. Approve the appropriate letters; and
3. Close the file.

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